

**LICENSES AND CONSUMER SERVICES  
LICENSE INSPECTOR'S REPORT**

**License Number:** L172 50007      **Police File Number:** 13258

**Date of Application:** March 16, 2012

**Inspector:** Linda Roberts, 612-673-3908

**Applicant/Legal Entity:** Kick's Liquor Store, Inc

**DBA/Trade Name:** Broadway Liquor Outlet

**Complete Address:** 2201 - 2220 West Broadway, Minneapolis, MN 55411

**License Requested:** Off Sale Liquor License  
Tobacco License

**Current License:** Off Sale Liquor License  
Tobacco License

**Purpose of Application:** Adopting Statue Statute Allowing Temporary Site and Relocation due to Natural Disaster

**Responsible person within 75 miles of Minneapolis City Hall:** Dean Rose

**Public Hearing Requirement:** Not Required

**License Conditions:** None

**Neighborhood/Ward:** Willard Hay/Ward 5

**Zoning:** C2/Neighborhood Corridor Com District

**Churches or schools within 300 feet of the proposed premises:** Yes, State Statue Exemption

**HISTORY OF LOCATION**

Broadway Liquor Outlet has been an off sale liquor store at the corner of Penn and Broadway since 1989. In May, 2011 a tornado caused extensive damage in North Minneapolis to this business and three other businesses at that intersection. Rebuilding that commercial corridor presents a unique opportunity create a superior business node. The redevelopment plan includes relocating the off sale liquor store across the street, housing, additional retail stores and a transit hub. The redevelopment plan also presented some challenges to City ordinances and City Charter. With the City Councils support, a State Statute was passed to allow for the temporary site and relocation of this business.

The State Statute is as follows:

Chapter 235 Sec. 10. SPECIAL PROVISION; CITY OF MINNEAPOLIS.

(a) The city of Minneapolis may extend any interim zoning, liquor licensing, or other approvals granted to Kick's Liquor Store, Inc., a Minnesota corporation currently licensed as an exclusive liquor store doing business as Broadway Liquor Outlet at 2201 West Broadway, where the building housing the business at its current location was damaged beyond reasonable repair by the 2011 tornado, to permit the ongoing interim operation of the business in a temporary structure at the current location prior to the relocation of the business to a permanent facility located across the street at 2200-2220 West Broadway, or as this property is or may be more fully described in the property records of Hennepin County, notwithstanding limitations of law, local ordinances, or charter provisions relating to zoning or liquor licensing.

(b) The city of Minneapolis may grant, renew, or otherwise reissue the existing off-sale intoxicating liquor license to Kick's Liquor Store, Inc., doing business as Broadway Liquor Outlet, upon the relocation of the business to the permanent facility at 2200-2220 West Broadway or as this property is or may be more fully described in the property records of Hennepin County, notwithstanding limitations of law, local ordinances, or charter provisions relating to liquor licensing or contiguous zoning requirements.

EFFECTIVE DATE. This section is effective upon approval by the Minneapolis City Council and compliance with Minnesota Statutes, section 645.021.

### **POLICE REVIEW**

Police review is not required for amending business plan.

### **PREMISES**

The business will operate with a temporary structure at the 2201 West Broadway location during the construction of the relocation site at 2220 West Broadway. The temporary structure has been reviewed and will provide adequate security, esthetics and quality service.

Once the new construction is complete the business will cease operation at the 2201 West Broadway location and will relocate to the 2220 West Broadway location.

### **BUSINESS PLAN/OPERATIONS**

The business has updated the business plan to modernize their operations. They train their staff through Minnesota Licensed Beverage Association S.A.L.E.S. program. They card all individuals who appear under the age of 30 with electronic card reading devices at the cash registers. They have a reward policy for any employee successfully passing a compliance check. They also have a security plan that includes a zero tolerance policy to all public nuisance activity.

### **PUBLIC HEARING SUMMARY**

A public hearing is not required for this license application.

### **RECOMMENDATION**

The Licenses and Consumer Services Division recommends supporting the State Statute amendments and approving this application for an amended business plan for the Off Sale Liquor license.

### **LICENSE CONDITIONS**

None.